

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 AARON COOK,

4 Plaintiff

5 v.

6 NV UNEMPLOYMENT BOARD OF  
7 REVIEW,

8 Defendant

Case No.: 2:24-cv-02280-APG-MDC

**Order Accepting Report and  
Recommendation and Dismissing Case**

[ECF No. 5]

9 On December 19, 2024, Magistrate Judge Couvillier recommended that I dismiss plaintiff  
10 Aaron Cook's complaint without leave to amend in this court, but without prejudice to Cook  
11 refiling his case in state court. ECF No. 5. Cook did not object. Thus, I am not obligated to  
12 conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring  
13 district courts to "make a de novo determination of those portions of the report or specified  
14 proposed findings to which objection is made"); *United States v. Reyna-Tapia*, 328 F.3d 1114,  
15 1121 (9th Cir. 2003) (en banc) ("the district judge must review the magistrate judge's findings  
16 and recommendations de novo *if objection is made*, but not otherwise" (emphasis in original)).

17 I THEREFORE ORDER that Magistrate Judge Couvillier's report and recommendation  
18 **(ECF No. 5) is accepted**, and plaintiff Aaron Cook's complaint **(ECF No. 1-1) is dismissed**  
19 without leave to amend in this court, but without prejudice to Cook refiling his case in state  
20 court. The clerk of court is instructed to close this case.

21 DATED this 7th day of January, 2025.

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ANDREW P. GORDON  
CHIEF UNITED STATES DISTRICT JUDGE